

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 9
75 HAWTHORNE STREET
SAN FRANCISCO, CALIFORNIA 94105

IN RE:

LISTON BRICK COMPANY OF CORONA
3710 TEMESCAL CANYON ROAD
CORONA, CALIFORNIA 92882,

RESPONDENT.

DOCKET NO. CAA-9-2005-0018

COMPLAINANT'S MOTION
TO ADD EXHIBIT TO PREHEARING
EXCHANGE

Complainant, the United States Environmental Protection Agency Region 9 ("EPA"), pursuant to 40 C.F.R. §§ 22.16(a) and 22.20(a), seeks to add the attached exhibit to its Prehearing Exchange as Complainant's Exhibit 33. Judge Gunning's Order on Complainant's Motion for Accelerated Decision on Liability dated August 10, 2006, footnote 4, indicated there was no record of when Respondent received Complainant's May 17, 2005 information request. The attached exhibit reflects the date Respondent received the May 17, 2005 information request. .

Executed this 18th day of Sept., 2006.

Respectfully submitted,

Daniel Reich

Daniel Reich
Assistant Regional Counsel, Region 9

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
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<p>1. Article Addressed to:</p> <p><i>Craig Hall</i> <i>Gen. Mgr.</i> <i>Liston Brick of Corona</i> <i>3710 Tennessee Canyon Rd.</i> <i>Corona, CA 92882</i></p>		<p>C. Signature <i>[Signature]</i></p> <p><input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p>	
<p>2. Article Number (Copy from service lab)</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
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CERTIFICATE OF SERVICE

I certify that the original and a copy of the foregoing Complainant's Motion to Add Exhibit to Prehearing Exchange was hand delivered to:

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U.S. Environmental Protection Agency, Region 9
75 Hawthorne Street
San Francisco, CA 94105

and that a true and correct copy was sent by either inter-office pouch mail or First Class Mail, return receipt requested, to:

Honorable Barbara A. Gunning
Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency (1900L)
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-2001 and

Daniel A. Reed
Varner & Brandt, LLP
3750 University Avenue, Suite 610
Riverside, CA 92501

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Dated: 9/18/06

By: 

Air Division
USEPA, Region 9